

07-31-02

DAC

#13



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Kroll, et al.

Application No.: 09/693,551

Filed: October 20, 2000

For: ELECTRICAL CARDIAC OUTPUT FORCER

Attorney Docket No.: 43169.62.1

Group Art Unit: 3762

Examiner: Jastrzab, Jeffrey R.

RECEIVED

AUG 02 2002

OFFICE OF PETITIONS

PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. 1.137(b)

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained. Applicants submit that the following requirements for a grantable Petition under 37 C.F.R. 1.137(b) are met:

1. The reply to the outstanding Office Action, noted above, is enclosed herewith, pursuant to a telephone conversation with the Examiner.

2. The petition fee as set forth in §1.17(m) is included. Applicants claim small entity status. Therefore, the petition fee is \$640.00.

3. Applicants assert that the entire delay in filing the required reply, from the due date for the reply until the filing of this petition, was unintentional.

4. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The Commissioner is authorized to charge to Deposit Account No. 06-1910 for any underpayments, overpayments or additionally required fees.

Respectfully submitted,



Alicia Griffin Mills
Registration No. 46,933

Customer No. 22859
Fredrickson & Byron, P.A.
4000 Pillsbury Center
200 South Sixth Street
Minneapolis, Minnesota 55402
Telephone: (612) 492-7182

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 06-1910.



Application No. 09/693,551
Express Mail Label No.: EU364237688US

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Attention: Office of Petitions, Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231 on:

July 29, 2002
Date of Deposit


Theresa Russek